

SENATE BILL No. 5

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-5-2-40.5.

Synopsis: Voter identification. Provides that an individual furnishes acceptable proof of identification for voting purposes if the individual presents one of the following documents issued to the individual, the document shows the name of the individual, and the name conforms to the name in the individual's voter registration record: (1) Identification issued by the state, the United States, or a public or private higher educational institution located in Indiana. (2) A current utility bill, bank statement, paycheck, government check, or another government document that shows the name and address of the individual. (3) A driver's license or state identification card issued by a state other than Indiana. Provides that an individual also provides acceptable proof of identification: (1) if two precinct election officers who are members of different major political parties execute an affidavit declaring that they have personal knowledge of the individual and that the individual is the individual whose name appears on the poll list; or (2) if the individual executes an affidavit in which the individual swears or affirms that the individual is the individual whose name appears on the poll list.

Effective: July 1, 2009.

Errington

January 7, 2009, read first time and referred to Committee on Elections.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 5

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 3-5-2-40.5, AS ADDED BY P.L.109-2005,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2009]: Sec. 40.5. (a) "Proof of identification" ~~refers to a~~
4 ~~document that satisfies all means, subject to subsections (b) and (c),~~
5 **the presentation by an individual who desires to vote of one (1) of**
6 ~~the following documents issued to the individual if (1) the document~~
7 ~~shows the name of the individual to whom the document was issued,~~
8 ~~and the name conforms to the name in the individual's voter~~
9 ~~registration record:~~
10 (2) ~~The document shows a photograph of the individual to whom~~
11 ~~the document was issued.~~
12 (3) ~~The document includes an expiration date, and the document:~~
13 ~~(A) is not expired; or~~
14 ~~(B) expired after the date of the most recent general election.~~
15 (4) ~~The document was issued by the United States or the state of~~
16 ~~Indiana.~~
17 **(1) Identification issued by the state or by a county voter**



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1 registration office.

2 (2) Identification issued by the United States.

3 (3) Identification issued by:

4 (A) a state educational institution; or

5 (B) a private institution of higher education located in
6 Indiana, including a university, college, vocational school,
7 or technical school, that is accredited by a recognized
8 regional accrediting agency.

9 (4) A copy of a current utility bill, bank statement, paycheck,
10 government check, or another government document that
11 shows the name and address of the voter.

12 (5) A driver's license or state identification card issued by a
13 state other than Indiana.

14 (b) The term includes, in addition to the presentation of a
15 document described in subsection (a), the execution of an affidavit:

16 (1) under the penalties of perjury by:

17 (A) an individual who desires to vote; and

18 (B) two (2) precinct election officers who are members of
19 different major political parties;

20 (2) on a form prescribed by the commission; and

21 (3) in which the precinct election officers swear or affirm
22 that:

23 (A) the precinct election officers have personal knowledge
24 of the individual who desires to vote; and

25 (B) the individual is the individual whose name appears on
26 the poll list.

27 (c) The term includes, in addition to the presentation of a
28 document under subsection (a) or the execution of an affidavit
29 under subsection (b), the execution of an affidavit:

30 (1) under the penalties of perjury by an individual who desires
31 to vote;

32 (2) on a form prescribed by the commission; and

33 (3) in which the individual swears or affirms that the
34 individual is the individual whose name appears on the poll
35 list.

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